

BOARD FOR CONTRACTORS BOARD MEETING

DRAFT MINUTES

The Board for Contractors met on Tuesday, August 4, 2009 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other members present was qualified to vote, except where a specific reason for disqualification is stated. There are 13 members on this board, in which seven constitutes a quorum pursuant to §54.1-1102.

Robert M. Kirby, Chairman
Kenneth Hart
Jeffrey Modisett
Michael Redifer
Troy Smith
Homer Pete Sumpter
Deborah Lynn Tomlin
A. Bruce Williams
Dorothy Wood

Board Members absent from the meeting were: Mark Cronin, Jack Miller, William Rusher, Wyatt Walton and A. Bruce Williams.

Staff members present for all or part of the meeting were:

Jay W. DeBoer, Director
Mark Courtney, Deputy Director, LRD
Eric L. Olson, Executive Director
Sheila Watkins, Administrative Assistant
Karen Bullock, Compliance Specialist
Michelle Atkinson, Legal Analyst
Victoria Traylor, Legal Analyst
Earlyne Perkins, Legal Analyst
Whitney Fulcher, Licensing & Education Specialist
Adrienne Mayo, Regulatory Boards Administrator
Steven Jack, Assistant Attorney General

Chairman Robert Kirby called the meeting to order at 9:15 a.m. and declared declared a of board members was in attendance.

**Call
To Order**

A motion was made by **Mr. Modisett** and seconded by **Mr. Hart** to approve the agenda. The motion passed unanimously. Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood.**

**Approval of the
Agenda**

Miller, Cronin, Rusher, Walton and Williams were absent. Sumpter was in route to the meeting.

Ms. Wood moved to approve the following minutes as submitted from the:

Approval of Minutes

July 1, 2009 Board for Contractors Meeting
June 23, 2009 Informal Fact Finding Conference
June 25, 2009 Informal Fact Finding Conference
June 30, 2009 Informal Fact Finding Conference
July 1, 2009 Informal Fact Finding Conference
July 7, 2009 Informal Fact Finding Conference
July 8, 2009 Informal Fact Finding Conference

Ms. Tomlin seconded the motion and it was unanimously approved by members: **Mr. Redifer** shared he wanted to make a correction to the minutes and to have case 2008-04581 reflect that he recused himself. The motion passed unanimously. The minutes were corrected immediately. Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Sumpter was in route to the meeting.

Tom Crimmons of Fredericksburg, Virginia addressed the Board during public comment period and shared his concerns about the way the Board publishes case information. He would like the Board to place information about Contractor’s who’ve come before the Board on Disciplinary issues in the local newspapers.

**Public Comment
Period**

In the matter of Recovery Fund File Number 2009-00902, Judy O Duer (Claimants) vs. Benny H Annis (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Benny H Annis (Regulant)** did not appear at the board meeting. **Judy O Duer (Claimant)** did not attend the Board meeting.

**File Number
2009-00902
Judy O. Duer
(Claimant) and
Benny H. Annis
(Regulant)**

Mr. Hollar, the Board’s Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer’s recommendations and summary for violations and approve the claim for payment in the amount of **\$7,538.00**. The motion passed by unanimous vote.

Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Sumpter was in route to the meeting.

In the matter of Recovery Fund File Number 2009-01050, Bruce and Megann Sheppard (Claimant) vs. Billy Lee Grye t/a Frye's Home Improvement (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Bill Lee Frye t/a Frye's Home Improvement (Regulant)** did not appear at the board meeting. **Megann Sheppard (Claimant)** did attend the Board meeting. She addressed the Board. Her son was in attendance with her.

File Number
2009-01050
Bruce & Megann
Sheppard vs Billy
Lee Frye t/a Frye's
Home Improvement

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Hart** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$19,286.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Sumpter was in route to the meeting.

In the matter of Recovery Fund File Number 2009-01760, Gleness Knauer (Claimant) vs. Transcontinental Granite, Inc. t/a Countertop Company (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Transcontinental Granite, Inc. t/a Countertop Company (Regulant)** did not appear at the board meeting. **Gleness Knauer (Claimants)** did attend the Board meeting. She addressed the Board.

File Number
2009-01760
Gleness Knauer vs.
Transcontinental
Granite, Inc. t/a
Countertop
Company

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Modisett** and seconded by **Ms. Tomlin** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$4,775.66**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Sumpter was in route to the Board meeting.

In the matter of Recovery Fund File Number 2009-02117, Robert and Cynthia

File Number

Ritchey (Claimants) vs. George Linkous t/a L & K Specialties (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **George Linkous t/a L & K Specialties (Regulant)** did not appear at the board meeting. **Robert and Cynthia Ritchey (Claimant)** did not attend the Board meeting.

2009-02117
Robert and Cynthia
Ritchey vs. George
Linkous t/a L & K
Specialties

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Ms. Tomlin** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood**.

Miller, Cronin, Rusher, Walton and Williams were absent. **Sumpter** was in route to the meeting.

In the matter of Recovery Fund File Number 2009-02214, Robert Wuench, III (Claimants) vs. Amalgamated Building & Properties, Inc (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Amalgamated Building & Properties, Inc (Regulant)** did not appear at the board meeting. **Robert Wuench, III (Claimant)** did attend the Board meeting. He addressed the Board. **Mr. Hollar**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Walton** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$13,634.71**. The motion passed by majority vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood**.

File Number
2009-02214
Robert Wuench, III
vs. Amalgamated
Building &
Properties, Inc.

Miller, Cronin, Rusher, Walton and Williams were absent. **Sumpter** was in route to the meeting.

In the matter of Recovery Fund File Number 2009-02321, John Car Baugh & Thomas Markham III (Claimants) vs. Two Cheeks LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Two Cheeks (Regulant)** did not appear at the board meeting. **Steve Owens, Attorney for John Carbaugh & Thomas Markham III (Claimants)** did attend the Board meeting. He addressed his disagreement with the amount proposed for payment to his clients. He wanted to include additional attorney fees that were not included in the recommendation.

File Number
2009-02321
John Carbaugh &
Thomas Markham
III vs. Two Cheeks
LLC

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to adopt the claim review and the hearing

officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$5,094.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Sumpter was in route to the meeting.

In the matter of Recovery Fund File Number 2009-02328, David and Teresa Willebeek-Lemair (Claimants) vs. All Phase Contracting, Inc (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **All Phase Contracting, Inc (Regulant)** did not appear at the board meeting. **Teresa Willebeck-Lemair (Claimants)** did attend the Board meeting. She addressed the Board.

File Number
2009-02328
David and Teresa
Willebeek-Lemair
vs. All Phase
Contracting, Inc

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Ms. Tomlin** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Sumpter was in route to the meeting.

In the matter of Recovery Fund File Number 2009-02502, George & Eleanor Butler (Claimants) vs. Stayce Adams t/a Master Piece Builders (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Stayce Adams t/a Master Piece Builders (Regulant)** did not appear at the board meeting. **The Butlers (Claimants)** did not attend the Board meeting.

File Number
2009-02502
George & Eleanor
Butler vs. Stayce
Adams t/a Master
Piece Builders

Mr. Hollar, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$1,498.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Sumpter was in route

to the meeting.

In the matter of License Application File Number 2009-03915, Joseph Construction, Inc, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-03915
Joseph
Construction, Inc

Applicant Michael Turner appeared at the IFF and the Board meeting. He addressed the Board. He shared he wished to correct a statement in the Informal Fact Finding Conference. The Judgment is not outstanding. It has been satisfied. He shared his disagreement with the recommendation. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion **Mrs. Wood** offered a motion that was seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny a license. The motion passed by majority vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Sumpter was in route to the meeting.

Mr. Sumpter arrived at the meeting at 9:35 am.

Board Member
Arrival

In the matter of License Application File Number 2009-03916, Glenn Michael Austin, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-03916
Glenn Michael
Austin

Applicant Glenn Michael Austin appeared at the IFF and the Board meeting. He addressed the Board. He shared his agreement with the Recommendation. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion **Mrs. Wood** offered a motion that was seconded by **Mrs. Tomlin** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve a license. The motion passed by majority vote. Members voting "Yes" were: **Modisett, Redifer, Sumpter, Tomlin, and Wood.**

Members voting "No" were: Kirby, Smith and Hart. The motion passed with a vote of 5 yes and 3 no.

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Recovery Fund File Number 2008-02931, Christopher Paulitz

File Number

(Claimants) vs. Evans Contracting Associates, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Evans Contracting Associates, Inc., (Regulant)** did not appear at the board meeting. **Christopher Paulitz (Claimant)** did not attend the Board meeting.

2008-02931
Christopher Paulitz
vs. Evans
Contracting
Associates, Inc.

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$2,653.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. **Redifer** recused himself.

In the matter of Recovery Fund File Number 2008-04862, William & Carol Gideon (Claimants) vs. AlMark Properties, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Alex Dail for AlMark Properties, Inc. (Regulant)** did appear at the board meeting. He addressed the Board. **William Burnside, Attorney for William and Carol Gideon (Claimants)** did attend the Board meeting. He addressed the Board.

File Number
2008-04862
William & Carol
Gideon vs. AlMark
Properties, Inc.

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. **Redifer** recused himself.

In the matter of Recovery Fund File Number 2009-00394, Robert & Sandra Hadley (Claimants) vs. David Paciello t/a Variety Builders (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **David Paciello t/a Variety Builders (Regulant)** did not appear at the board meeting. **The Hadley's (Claimants)** did not attend the Board meeting.

File Number
2009-00394
Robert & Sandra
Hadley vs. David
Paciello t/a Variety
Builders

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$16,899.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood**.

Miller, Cronin, Rusher, Walton and Williams were absent. **Redifer** recused himself.

In the matter of Recovery Fund File Number 2009-00554, Nancy Pond (Claimant) vs. Rodney Stephens t/a Stephens Improving Home Improvements (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Rodney Stephens t/a Stephens Improving Home Improvements (Regulant)** did not appear at the board meeting. **Nancy Pond (Claimant)** did not attend the Board meeting.

File Number
2009-00554
Nancy Pond vs.
Rodney Stephens t/a
Stephens Improving
Home
Improvements

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$3,048.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood**.

Miller, Cronin, Rusher, Walton and Williams were absent. **Redifer** recused himself.

In the matter of Recovery Fund File Number 2009-01381, Antonio Randolph (Claimants) vs. Virginia Renovations, Inc (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Virginia Renovations, Inc. (Regulant)** did not appear at the board meeting. **Thomas D Lane Attorney for Antonio Randolph (Claimants)** did attend the Board meeting. He addressed the Board, sharing his disagreement with the Hearing Officer's recommendation. He requested that this case be remanded back for an Informal Fact Finding Conference. Attorney Lane feels the record is in direct conflict with evidence they have.

File Number
2009-01381
Antonio Randolph
vs. Virginia
Renovations, Inc

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Modisett** and seconded by **Mrs. Wood** to remand the case back to an Informal Fact Finding Conference. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood**.

Miller, Cronin, Rusher, Walton and Williams were absent. **Redifer** recused

himself.

In the matter of Recovery Fund File Number 2009-01609, Robert and Cheryl Whittaker (Claimants) vs. Dennis Ayers (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Dennis Ayers (Regulant)** did not appear at the board meeting. **Robert and Cheryl Whittaker (Claimants)** did not attend the Board meeting.

File Number
2009-01609
Robert and Cheryl
Whittaker vs.
Dennis Ayers

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$2,354.36**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Redifer recused himself.

In the matter of Recovery Fund File Number 2009-01610, Angelina Anathram (Claimant) vs. Glenn Dubois t/a Woodchurck Marine Structures (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Glen Dubois t/a Woodchuck Marine Structures (Regulant)** did not appear at the board meeting. **Angelina Anathram (Claimant)** did not attend the Board meeting. A handout from the Claimant was distributed to the Board for review.

File Number
2009-01610
Angelina Anathram
vs. Glenn Dubois t/a
Woodchuck Marine
Structures

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$12,380.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Redifer recused himself.

In the matter of Recovery Fund File Number 2009-01759, Marie Hughes (Claimants) vs. Windows Direct of Winchester, LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Windows Direct of Winchester, LLC (Regulant)** did not appear at the board meeting. **Marie Hughes (Claimants)** did not attend the Board meeting.

File Number
2009-01759
Marie Hughes vs.
Windows Direct of
Winchester, LLC

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood**.

Miller, Cronin, Rusher, Walton and Williams were absent. **Redifer** recused himself.

In the matter of Recovery Fund File Number 2009-02209, Lewis & Emma Bellinger (Claimants) vs. Fidelity Construction, Inc. t/a Fidelity Custom Homes (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Fidelity Construction, Inc t/a Fidelity Custom Homes (Regulant)** did not appear at the board meeting. **The Bellingers (Claimants)** did attend the Board meeting.

File Number
2009-02209
Lewis & Emma
Bellinger vs. Fidelity
Construction, Inc.
t/a Fidelity Custom
Homes

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood**.

Miller, Cronin, Rusher, Walton and Williams were absent. **Redifer** recused himself.

In the matter of Recovery Fund File Number 2009-02216, Barbara Atherton (Claimant) vs. Ed Carroll t/a E Carroll Paving (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Ed Carroll t/a E Carroll Paving (Regulant)** did not appear at the board meeting. **Barbara Atherton (Claimant)** did not attend the Board meeting.

File Number
2009-02216
Barbara Atherton
vs. Ed Carroll t/a E
Carroll Paving

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$6,687.67**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood**.

Miller, Cronin, Rusher, Walton and Williams were absent. **Redifer** recused himself.

In the matter of Recovery Fund File Number 2009-02218, Kyle Bakke (Claimants) vs. Tech, Design & Construction, LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Tech Design & Construction, LLC (Regulant)** did not appear at the board meeting. **The Butlers (Claimants)** did not attend the Board meeting.

File Number
2009-02218
Kyle Bakke vs.
Tech, Design &
Construction, LLC

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Hart** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$7,149.75**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood**.

Miller, Cronin, Rusher, Walton and Williams were absent. Redifer recused himself.

In the matter of Recovery Fund File Number 2009-02334, Joseph and Nancy Sturdivant (Claimants) vs. Remodeling Professionals and Craftsmen, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Remodeling Professionals and Craftsmen, Inc. (Regulant)** did not appear at the board meeting. **Joseph and Nancy Sturdivant (Claimants)** did attend the Board meeting. They addressed the Board.

File Number
2009-02334
Joseph & Nancy
Sturdivant vs.
Remodeling
Professionals and
Craftsmen, Inc.

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$19,567.15**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood**.

Miller, Cronin, Rusher, Walton and Williams were absent. Redifer recused himself.

In the matter of Recovery Fund File Number 2009-02348, Cynthia Fowler (Claimant) vs. Smolar Construction LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Smolar Construction LLC (Regulant)** did not appear at the board meeting. **Cynthia Fowler (Claimant)** did attend the Board meeting.

File Number
2009-02348
Cynthia Fowler vs.
Smolar
Construction LLC

Mr. Redifer, the Board's Hearing Representative was not present and did not

participate during the discussion or the vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Smith** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$5,268.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Redifer recused himself.

In the matter of Recovery Fund File Number 2009-02431, Tina Dubois (Claimant) vs. Bruce Camp, Sr. t/a B C Home Improvements (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Bruce Camp, Sr. t/a B C Home Improvements (Regulant)** did not appear at the board meeting. **Scott Barney attorney for Tina Dubois (Claimants)** did attend the Board meeting. He addressed the Board sharing his disagreement in the difference in the recommended amount to be awarded to his client. He shared he felt there should be \$3,920.05 additional monies recommended to be awarded.

File Number
2009-02431
Tina Dubois vs.
Bruce Camp, Sr. t/a
B C Home
Improvements

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Smith** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$8,515.95**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Redifer recused himself.

In the matter of Recovery Fund File Number 2009-02605, Ralth Baskerville (Claimants) vs. Franklin Furrow t/a Peace by Piece (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Franklin Furrow t/a Peace by Piece (Regulant)** did not appear at the board meeting. **Ralth Baskerville (Claimants)** did attend the Board meeting. He shared his disagreement with the Board.

File Number
2009-02605
Ralth Baskerville vs.
Franklin Furrow t/a
Peace by Piece

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$3,549.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Redifer recused himself.

In the matter of Recovery Fund File Number 2009-02926, Carolyn Fine (Claimant) vs. Steven & Karen Stuart t/a Renovation Solutions (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Steven & Karen Stuart t/a Renovation Solutions (Regulant)** did not appear at the board meeting. **Rose Pantazis, Attorney for Carolyn Fine (Claimant)** did attend the Board meeting. She addressed the Board and shared her client's agreement with the findings but disagreement with the recommended amount to be awarded. The client would like for attorney's fees to be included in the recommended amount to be awarded.

File Number
2009-02926
Carolyn Fine vs.
Steven & Karen
Stuart t/a
Renovation
Solutions

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Hart** and seconded by **Mr. Modisett** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$18,600.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Sumpter, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Redifer recused himself.

In the matter of Recovery Fund File Number 2009-02930, Kenneth & Ligia McWilliams (Claimants) vs. Adrrian Edwards Custom Homes, (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Addrian Edwards Custom Homes (Regulant)** did not appear at the board meeting. **The McWilliams (Claimants)** did not attend the Board meeting.

File Number
2009-02930
Kenneth & Lifia
McWilliams vs.
Adrrian Edwards
Custom Homes

Mr. Redifer, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Modisett** and seconded by **Mr. Smith** to adopt the claim review and the hearing officer's recommendations and summary for violations and approve the claim for payment in the amount of **\$20,000.00**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Redifer recused himself.

The Board took a five minute recess. The Board reconvened at 10 am.

In the matter of License Application File Number 2009-03411, Vanover's HJardwood Floors Co., Inc. the Board members reviewed the record, which

Recess and
Reconvene
File Number
2009-03411

consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

Travis Bynum

Applicant Ron A Cooke, Jr. for Vanover's HJardwood Floors Co., Inc. appeared at the IFF and the Board meeting. He addressed the Board. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. Mr. Kirby did not participate and did not vote. Mr. Redifer chaired this case. After discussion, a motion was made by **Mrs. Tomlin** and seconded by **Ms. Wood** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference, and issue a license. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Kirby recused himself.

In the matter of License Application File Number 2009-03917, MSF Electric Inc the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-03917
MSF Electric, Inc.

Applicant MSF Electric, Inc appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Modisett** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of License Application File Number 2009-04236, Brandon Vergara, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-04236
Brandon Vergara

Applicant Proven Construction Management, Inc appeared at the IFF. **Brandon Vergara** attended the Board meeting. He addressed the Board. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of License Application File Number 2009-04239, Shane Grimsley, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-04239
Shane Grimsley

Applicant Shane Grimsley appeared at the IFF and the Board meeting. He addressed the Board and shared his disagreement with the Hearing Officer's recommendation. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. **Mrs. Perkins** shared with the Board that a correction needed to be made to the summary should cite 1850 VAC 50-3-40 A and not 130 B. After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Wood** to reject the recommendation contained in the Summary of the Informal Fact-Finding Conference and to grant permission to Shane Grimsley to sit for the Journeyman's exam. The motion passed by majority vote. Members voting "Yes" were: **Kirby, Modisett, Smith, Sumpter, Tomlin, and Wood.**

Members voting no were: Redifer and Hart. The vote was 6 to 2.

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of License Application File Number 2009-04276, SunPlug Energy Services, LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-04276
SunPlug Energy
Services, LLC

Applicants Robert Rouse and Glenn Klenk for SunPlug Energy Services, LLC appeared at the IFF and the Board meeting. They addressed the Board and shared their disagreement with the recommendation. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Hart** and seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny a license. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of License Application File Number 2009-04511, Merryman Grounds Maintenance, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2009-04511
Merryman Ground
Maintenance

Applicant Merryman Grounds Maintenance appeared at the IFF. He did not attend the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Modisett** and seconded by **Mr. Smith** to adopt the recommendation

contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Disciplinary File Number 2008-03563, Delaware Elevator, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Charles Meeks and David Smart on behalf of Delaware Elevator, Inc (Respondent)** did appear at the IFF and did attend the Board meeting. They addressed the Board. **David Geib (Complainant) and Stephen Van (Witness)** did appear at the IFF and did attend the Board meeting. They addressed the Board. The presiding Board representative **Mr. Cronin** was not present, did not participate in the discussion and did not vote. Mr. Olson addressed the Board. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Delaware Elevator Inc,** violated the following sections of its Regulations:

File Number
2008-03563
Delaware Elevator,
Inc.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B	

The motion passed by majority vote. Members voting "yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to impose no sanction for the violation of the regulation.

The motion passed by majority vote. Members voting "yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Disciplinary File Number 2009-01057, Cornerstone Construction Services, LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Cornerstone Construction Services, LLC (Respondent)** did not attend the IFF. They did appear at the Board meeting in person and by counsel. **Edward Younger Attorney for Cornerstone,**

File Number
2009-01057
Cornerstone
Construction
Services, LLC

Heriberto Rodriguez and **Edward D Gregory** addressed the Board. **Jason Davison (Complainant)** and his attorney **Shawn David** attended the Board meeting and addressed the Board. **Attorney David** shared his client's disagreement. The presiding Board representatives **Mr. Cronin** and **Mr. Redifer** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Cornerstone Construction Services, LLC** violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 9	

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Kirby, Modisett, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent. Redifer recused himself.

After discussion a motion was made by **Mr. Hart** and seconded by **Mrs. Wood** to impose the following sanctions:

Count 1:	\$400.00	
Total		\$400.00
In addition, for violation of Count 1 , the Board to require Cornerstone Construction Services LLC, t/a Cornerstone Construction has a member of Responsible Management successfully complete a Board-approved remedial education class.		

The Board voted to close counts 2 and 3 with a finding of no violation.

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Disciplinary File Number 2009-03415, **O W Wilson & Leroy Wilson t/a Wilson & Sons (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **O W Wilson & Leroy Wilson t/a Wilson & Wilson (Respondent)** participated in the IFF. He did not appear at the Board meeting in person or by counsel or by any other qualified

File Number
2009-03415
O W Wilson &
Leroy Wilson t/a
Wilson & Sons

representative. The presiding Board representative **Mr. Cronin** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Modisett** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **OW Wilson & Leroy Wilson**, violated the following sections of its Regulations:

Effective September 1, 2001	
Count 1:	18 VAC 50-22-260 B 13

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Modisett** to impose the following sanctions.

Count 1:	\$500.00	
Total		\$500.00
In addition, for violation of Count 1 , the Board to require O W Wilson & Leroy Wilson, t/a Wilson & Sons has a member of Responsible Management successfully complete a Board-approved remedial education class.		

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Disciplinary File Number 2009-03677, Integrated Electrical LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Integrated Electrical LLC (Respondent)** appeared at the IFF. They did not appear at the Board meeting in person or by counsel or by any other qualified representative. The presiding Board representative **Mr. Cronin** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Integrated Electrical LLC**, violated the following sections of its Regulations:

File Number
2009-03677
Integrated Electrical
LLC

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 13	

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00
In addition, for violation of Count 1, the Board voted to revoke license number 2705-087048.		

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Disciplinary File Number 2009-03708, Patriot Custom Builders, LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Larry Simpson for **Patriot Custom Builders, LLC (Respondent)** appeared at the IFF by telephone. He did not appear at the Board meeting in person or by counsel or by any other qualified representative. The presiding Board representative **Mr. Cronin** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Patriot Custom Builders LLC**, violated the following sections of its Regulations:

File Number
2009-03708
Patriot Custom
Builders, LLC

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to impose the following sanctions adding Remedial Education to be in line with standard Board practice:

Count 1:	\$500.00	
Total		\$500.00
In addition, for violation of Count 1 , the Board to require Patriot Custom Builders LLC has a member of Responsible Management successfully complete a Board-approved remedial education class.		

The motion passed by majority vote. Members voting “yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Disciplinary File Number 2008-04662, Rodney Stephens, t/a Stephens Improving Home Improvements (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Rodney Stephens, t/a Stephens Improving Home Improvements (Respondent)** did not appear at the IFF. **Neither Stephens**, legal counsel nor any other qualified representative attended the Board meeting. **Bhaskaran Nair (Complainant)** attended the IFF. He did not attend the Board meeting. The presiding Board representative **Mr. Kirby** was not present, did not participate in the discussion and did not vote. **Mr. Redifer** chaired this case. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Smith** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Gaudencio Fernandez**, violated the following sections of its Regulations:

File Number
2008-04662
Rodney Stephens,
t/a Stephens
Improving Home
Improvements

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 6	
Count 2:	18 VAC 50-22-260 B 6	
Count 3:	18 VAC 50-22-260.B.9	Effective: February 1, 2001
Count 4:	18 VAC 50-22-260.B.27	Effective September 1, 2001

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.
Kirby did not vote.

After discussion a motion was made by **Mr. Smith** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1	\$2,500.00	
Count 2	\$1,500.00	
Count 3	\$500.00	
Count 4	\$750.00	
Total		\$5,250.00

In addition, for violation of Counts 3 and 4, the Board imposes voted to require **Rodney Stephens** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order. Further for the violation of Count 1 and 2 the Board imposes revocation of license 2705-085902.

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby did not vote.

In the matter of Disciplinary File Number 2009-01782, David W Cover, t/a Cover's Chimney Service (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **David W Cover, t/a Cover's Chimney Service (Respondent)** appeared at the IFF. **Cover** did not appear at the Board meeting in person or by counsel or by any other qualified representative. The presiding Board representative **Mr. Kirby** was not present, did not participate in the discussion and did not vote. **Mr. Redifer** chaired this case. **Mrs. Perkins** shared with the Board that priors exist; respondent has previously entered into a Consent Order with the Board. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Smith** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **David W Cover** violated the following of its Regulations.

File Number
2009-01782
David W Cover, t/a
Cover's Chimney
Service

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 15	

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby did not vote.

After further discussion, a motion was made by **Mr. Smith** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$250.00	
Total		\$250.00

The motion passed unanimously. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby did not vote.

In the matter of Disciplinary File Number 2009-02470 Islander Pools Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Islander Pools Inc (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representative **Mr. Kirby** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Smith** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Islander Pools Inc** violated the following sections of its Regulations:

File Number
2009-02470
Islander Pools Inc

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 9	
Count 2:	18 VAC 50-22-260.B 26	September 1, 2001

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby did not vote.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to impose the following sanctions:

Count 1: \$300.00	
Count 2: \$1,000.000	
Total	\$1,300.00
In addition, for violation of Count 1 and 2, the Board voted to require Islander Pools Inc has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of the order.	

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby did not vote.

In the matter of Disciplinary File Number 2009-02504, Vanovers Hardwood Floorworks Co Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Dwight Vanover** on be half of **Vanovers Hardwood Floorworks Co Inc (Respondent)** appeared at the IFF. **Vanover** and **Ron Cook** did not appear at the Board meeting. They both addressed the Board. The presiding Board representative **Mr. Kirby** was not present, did not participate in the discussion and did not vote. **Mr. Redifer** chaired this case. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Smith** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Vanovers Hardwood Floorworks Co Inc** violated the following sections of its Regulations:

File Number
2009-02504
Vanovers Hardwood
Floorworks Co Inc

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 27	
Count 2:	18 VAC 50-22-260.B 22	
Count 3:	18 VAC 50-22-260 B 23	
Count 4:	18 VAC 50-22-260 B 2	Effective: May, 1999

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett,**

Redifer, Smith, Sumpter, Tomlin, and Wood.

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby did not vote.

After discussion a motion was made by **Mr. Smith** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$750.00	
Count 3:	\$500.00	
Count 4:	\$1,000.00	
Total		\$2,250.00

In addition, for violation of Count 1, 2, 3 and 4, the Board voted to require **Vanovers Hardwood Floorworks Co Inc** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

As to Count 2, the Board voted to impose no monetary penalty pursuant to §54.1-202 of the Code of Virginia.

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby did not vote.

In the matter of Disciplinary File Number 2009-00275, Darren L Bonner t/a Vanguard Builders (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Darren L Bonner t/a Vanguard Builders (Respondent)** did not appear at the IFF. He did not attend the Board meeting. The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Darren L Bonner** violated the following sections of its Regulations:

File Number
2009-00275
Darren L Bonner t/a
Vanguard Builders

Effective September 1, 2001

Count 1:	18 VAC 50-22-260.B 27	
Count 2:	18 VAC 50-22-260.B 31	
Count 3:	18 VAC 50-22-260 B 29	
Count 4:	18 VAC 50-22-260 B 12	
Count 5:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Kirby, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Smith did not vote.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Modisett** to impose the following sanctions:

Count 1:	\$1,000.00	
Count 2:	\$300.00	
Count 3:	\$600.00	
Count 4:	\$1,000.00	
Count 5:	\$2,000.00	
Total		\$4,900.00

In addition, for violation of Count 1, 2, 3 and 4, the Board voted to require **Darren L Bonner** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

As to Count 4 and 5, the Board voted to impose revocation of license 2705-062879.

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Kirby, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Smith did not vote.

In the matter of Disciplinary File Number 2009-00721, Oscar Cuzmar, t/a CPG Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Mr. Cuzmar (Respondent)** attended the Board meeting. The presiding Board representatives **Mr. Smith and Mrs Wood** were not present, did not participate in the discussion and did not vote. After discussion, the Board chairman, **Mr. Kirby** informed the Respondent, **Mr.**

File Number
2009-00721
Oscar Cuzmar t/a
CPG Construction

Cuzmar that due to lack of a voting quorum this case would need to be remanded to the next Board meeting of **September 1, 2009**. The legal analyst, **Mrs. Perkins** was requested to notify in writing, **Mr. Cuzmar of CPG Construction** and also **Mr. Colin M. Raufer** of the new date for this case to be heard before the Board for Contractors.

In the matter of Disciplinary File Number 2009-01153, Washington Marrow, t/a Econo-works (Respondent); the Board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Washington Marrow (Respondent) and his Attorney, William K Grogan** appeared at the IFF. William K Grogan, attorney for Marrow attended the Board meeting. He addressed the Board on his client's behalf. The presiding Board representatives **Mr. Smith and Mr. Miller** were not present and did not participate and did not vote. After discussion a motion was made by **Mr. Redifer** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **Washington Marrow** violated the following sections of its Regulations:

File Number
2009-01153
Washington
Marrow, t/a Econo-
works

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 8	
Count 2:	18 VAC 50-22-260.B 27	
Count 3:	18 VAC 50-22-260.B.6	
Count 4:	18 VAC 50-22-260.B.31	

The motion passed by unanimous vote. Members voting "yes" were: Hart, Modisett, Redifer, Kirby, Sumpter, Tomlin, and Wood.

Miller, Cronin, Rusher, Walton and Williams were absent.

Smith and Miller did not vote.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$100.00	Instead of \$300.00
Count 2:	\$100.00	Instead of \$300.00
Count 3:	\$100.00	Instead of \$200.00
Count 4:	\$100.00	Instead of \$300.00
Total		\$1,350.00
In addition, for violation of Count 1, 2, 3 and 4, the Board voted to require Washington Marrow has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett, Redifer, Kirby, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Smith and Miller did not vote.

In the matter of Disciplinary File Number 2009-01717, Atlantic Landscapes & Irrigation Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Atlantic Landscapes & Irrigation Inc, (Respondent),** nor anyone on its behalf appeared at the IFF or the Board meeting. **Neither Atlantic nor** counsel or any other qualified representative appeared at the Board meeting on its behalf. The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Atlantic Landscapes & Irrigation Inc,** violated the following sections of its Regulations:

File Number
2009-01717
Atlantic Landscapes
& Irrigation Inc

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 27	Two violations
Count 2:	18 VAC 50-22-260.B 12	Effective February 1, 2006
Count 3:	18 VAC 50-22-260.B.6	Effective September 1, 2001 Two violations
Count 4:	18 VAC 50-22-260.B.13	

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett, Redifer, Kirby, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Smith did not vote.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Williams** to impose the following sanctions:

Count 1:	\$800.00	2@ \$400.00 each
Count 2:	\$1,000.00	
Count 3:	\$1,200.00	<u>2@ \$400.00 each</u>
Count 4:	\$2,000.00	
Total		\$1,350.00

In addition, for violation of Count 1 and 2, the Board voted to require **Atlantic Landscapes & Irrigation Inc** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

The Board voted to impose revocation of license (2705-109201) for the violation of its Regulations.

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Kirby, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Smith did not vote.

In the matter of Disciplinary File Number 2009-02956, Richard A Stafford, t/a Home Improvement Contractor (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Richard A Stafford on behalf of Home Improvement Contractor, (Respondent),** appeared at the IFF. Neither **Stafford, Home Improvement Contractor,** counsel or by any other qualified representative appeared at the Board meeting on its behalf. The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Richard A Stafford,** violated the following sections of its Regulations:

File Number
2009-02956
Richard A Stafford,
t/a Home
Improvement
Contractor

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 2	
Count 2:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Kirby, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Smith did not vote.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$300.00	
Count 2:	\$300.00	

Total		\$600.00
In addition, for violation of Count 1 and 2, the Board voted to require Richard A Stafford has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Kirby, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Smith did not vote.

In the matter of Disciplinary File Number 2009-01846, Randall Falwell, t/a FHI & Const Falwell Home Improvement & Const (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Randall Falwell (Respondent)** appeared at the Board meeting. **Mr. Modisett** recused himself from this case. The presiding Board representatives **Ms. Wall and Mr. Redifer** were not present, did not participate in the discussion and did not vote. The Board chair, **Mr. Kirby** shared with **Mr. Falwell** that due to lack of a voting quorum the Board could not hear his case today. **Mr. Kirby** shared that the case would need to be remanded to the next available Board meeting on **September 1, 2009**. **Mr. Falwell** requested that due to a previous commitment that he would need to have the Board hear the case at the Board's **October 6, 2009** meeting. **Mr. Kirby** shared that in order to hear the case at the October meeting as requested that **Mr. Falwell** would need to agree to waive the 90 day requirement. **Mr. Falwell** stated, he would waive the 90 requirement if the Board would grant his request and hear his case October 6, 2009. The legal analyst **Mrs. Perkins** was requested to notify Mr. Falwell in writing of this agreement and to also copy **Jack and Carol Dyer and Henry C Devening, Esq.**

File Number
2009-01846
Randall Falwell, t/a
FHI & Const
Falwell Home
Improvement &
Const

In the matter of Disciplinary File Number 2009-02917, Advanced Housing Systems Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Advanced Housing Systems Inc nor anyone on behalf of Advanced Housing Systems Inc** appeared at the IFF. **Neither Advanced Housing Systems Inc**, counsel nor any other qualified representative attended the Board meeting.

File Number
2009-02917
Advanced Housing
Systems Inc

The presiding Board representatives **Ms. Wall and Mrs. Wood** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with

Recommendations.

The Board found that **Advanced Housing Systems Inc**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 28	
Count 2:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Kirby.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Wood did not vote.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$1,900.00	
Count 2:	\$1,900.00	
Total		\$3,800.00
In addition, for violation of Counts 1 and 2 the Board voted to impose revocation of license (2705-095455).		

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Kirby.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Wood did not vote.

In the matter of Disciplinary File Number 2009-03279, Jeff D Bond (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Jeff D Bond (Respondent),** nor anyone on his behalf appeared at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Smith** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the

File Number
2008-03279
Jeff D Bond

Informal Fact-Finding Conference with Recommendations. The Board found that **Jeff D Bond**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B13	
Count 2:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Smith** to impose the following sanctions:

Count 1:	\$1,350.00	
Count 2:	\$1,900.00	
Total		\$3,250.00
In addition, for violation of Count 1 and 2, the Board voted to impose revocation of license 2705-076673.		

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Disciplinary File Number 2009-00462, Edsall Design Build Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Edsall Design Build Inc (Respondent),** nor anyone on its behalf appeared at the IFF or the Board meeting. **John and Leslie Madden** attended the IFF. The presiding Board representatives **Mr. Walton and Mr. Kirby** were not present, did not participate in the discussion and did not vote. **Mr. Redifer** chaired this case. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Smith** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Edsall Design Build Inc,** violated the following sections of its Regulations:

File Number
2009-00462
Edsall Design Build
Inc

Effective February 1, 2006

Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 10	September 1, 2001
Count 3:	18 VAC 50-22-260 B 31	
Count 4:	18 VAC 50-22-260 B 15	
Count 5:	18 VAC 50-22-260 B 6	

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

After discussion a motion was made by **Mr. Smith** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$500.00	
Count 2:	\$500.00	
Count 3:	\$500.00	
Count 4:	\$1,500.00	
Count 5:	\$1,500.00	
Total		\$4, 500.00

In addition, for violation of Count 4 and 5, the Board voted to impose revocation of license (2705-120215) for the violation of its Regulations. In addition, for violation of Count 1, 2 and 3, the Board voted to require **Edsall Design Build Inc** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the effective date of this order.

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

In the matter of Disciplinary File Number 2009-02001, Cutting Edge Landscaping LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Richard Ryals** on behalf of **Cutting Edge Landscaping LLC (Respondent)** appeared at the IFF meeting. **He did not come forward at the Board meeting when this case was called.** The presiding Board representatives **Mr. Walton and Mr. Kirby** were not present, did not participate in the discussion and did not vote. **Mr. Redifer chaired this case.** After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to

File Number
2009-02001
Cutting Edge
Landscaping LLC

adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Cutting Edge Landscaping LLC**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 15	
Count 2:	18 VAC 50-22-260 B 31	
Count 3:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Smith** to impose the following sanctions:

Count 1:	\$2,000.00	
Count 2:	\$300.00	
Count 3:	\$2,000.00	
Total		\$4,300.00

The Board imposes the Revocation of license (2705-109211) for the violation of Counts 1, and Count 3.

In addition, for violation of Count 2, the Board voted to require **Cutting Edge Landscaping LLC** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

In the matter of Disciplinary File Number 2009-02208, Cutting Edge Landscaping LLC (Respondent); the board reviewed the record, which consisted of

File Number
2009-02208

**Cutting Edge
Landscaping LLC**

the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Richard Ryals** on behalf of **Cutting Edge Landscaping LLC (Respondent)** appeared at the IFF meeting. **He did not come forward at the Board meeting when this case was called.** The presiding Board representatives **Mr. Walton and Mr. Kirby** were not present, did not participate in the discussion and did not vote. **Mr. Redifer chaired this case.** After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Cutting Edge Landscaping LLC**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 26	Effective September 1, 2001
Count 3:	18 VAC 50-22-260 B 6	
Count 4:	18 VAC 50-22-260 B 14	
Count 5:	18 VAC 50-22-260 B 16	

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Smith** to impose the following sanctions:

Count 1:	\$300.00	
Count 2:	\$500.00	
Count 3:	\$600.00	
Count 4:	\$1,750.00	
Count 5:	\$2,000.00	
Total		\$5,150.00

The Board imposes the Revocation of license (2705-109211) for the violation of Counts 4, and Count 5.

In addition, for violation of Count 2, the Board voted to require **Cutting Edge Landscaping LLC** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett,**

Redifer, Smith, Sumpter, Tomlin, and Wood.

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

In the matter of Disciplinary File Number 2009-02351, Cutting Edge Landscaping LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Richard Ryals** on behalf of **Cutting Edge Landscaping LLC (Respondent)** appeared at the IFF meeting. **Ryals came forward at the Board meeting when this case was called. He shared he didn't hear the other cases called. He addressed the Board concerning this case.** The presiding Board representatives **Mr. Walton and Mr. Kirby** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Cutting Edge Landscaping LLC**, violated the following sections of its Regulations:

File Number
2009-02351
Cutting Edge
Landscaping LLC

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 26	Effective September 1, 2001
Count 3:	18 VAC 50-22-260 B 6	
Count 4:	18 VAC 50-22-260.B.15	
Count 5:	18 VAC 50-22-260 B 16	

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Smith** to impose the following sanctions:

Count 1:	\$300.00	
Count 2:	\$500.00	
Count 3:	\$750.00	
Count 4:	\$1,750.00	
Count 5:	\$2,000.00	
Total		\$5,300.00

The Board imposes the Revocation of license (2705-109211) for the violation of Count 5.

In addition, for violation of Counts 1, 2, 3 and 4, the Board voted to require **Cutting Edge Landscaping LLC** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

In the matter of Disciplinary File Number 2009-02627, Cutting Edge Landscaping LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Richard Ryals** on behalf of **Cutting Edge Landscaping LLC (Respondent)** appeared at the IFF meeting. **He addressed the Board.** The presiding Board representatives **Mr. Walton and Mr. Kirby** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Cutting Edge Landscaping LLC**, violated the following sections of its Regulations:

File Number
2009-02627
Cutting Edge
Landscaping LLC

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 6	Effective September 1, 2001
Count 3:	18 VAC 50-22-260 B 15	
Count 4:	18 VAC 50-22-260 B 17	
Count 5:	18 VAC 50-22-260 B 16	

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Smith** to

impose the following sanctions:

Count 1:	\$500.00	
Count 2:	\$750.00	
Count 3:	\$1,750.00	
Count 4:	\$1,500.00	
Count 5:	\$2,000.00	
Total		\$6,500.00
The Board imposes the Revocation of license (2705-109211) for the violation of Count 5.		
In addition, for violation of Counts 1, 2, 3, and 4, the Board voted to require Cutting Edge Landscaping LLC has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

The motion passed by unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

In the matter of Disciplinary File Number 2009-02208, Cutting Edge Landscaping LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Mr. Smith** offered a motion seconded by **Mr. Hart** to reopen this case. The motion passed with a unanimous vote. Members voting "yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

File Number
2009-02208
Cutting Edge
Landscaping LLC

Richard Ryals on behalf of **Cutting Edge Landscaping LLC (Respondent)** appeared at the IFF meeting. **He attended the Board meeting on behalf of Cutting Edge Landscaping LLC.** He addressed the Board.

The presiding Board representatives **Mr. Walton and Mr. Kirby** were not present, did not participate in the discussion and did not vote. Mr. Redifer chaired this case. After discussion, a motion was made by **Mr. Hart** and seconded by **Mr. Modisett** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Cutting Edge Landscaping LLC**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 26	Effective September 1, 2001
Count 3:	18 VAC 50-22-260 B 6	
Count 4:	18 VAC 50-22-260 B 14	
Count 5:	18 VAC 50-22-260 B 16	

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

After discussion a motion was made by **Mr. Hart** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$300.00	
Count 2:	\$500.00	
Count 3:	\$600.00	
Count 4:	\$1,750.00	
Count 5:	\$2,000.00	
Total		\$5,150.00

The Board imposes the Revocation of license (2705-109211) for the violation of Counts 4, and Count 5.

In addition, for violation of Count 2 and 3, the Board voted to require **Cutting Edge Landscaping LLC** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

In the matter of Disciplinary File Number 2009-02001, Cutting Edge Landscaping LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Mr Hart** offered a motion seconded by **Mr. Modisett** to reopen this case. The motion passed by unanimous

File Number
2009-02001
Cutting Edge
Landscaping LLC

vote. Members voting “yes” were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.** **Miller, Cronin, Rusher, Walton and Williams** were absent. **Kirby and Walton** did not vote.

Richard Ryals on behalf of **Cutting Edge Landscaping LLC (Respondent)** appeared at the IFF meeting. **He addressed the Board.** **Mr. Redifer chaired this case.** Mr. Ryals was asked if he has satisfied the judgment. He shared “no”. The presiding Board representatives **Mr. Walton and Mr. Kirby** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Cutting Edge Landscaping LLC**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 15	
Count 2:	18 VAC 50-22-260 B 31	
Count 3:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

After discussion a motion was made by **Ms. Wood** and seconded by **Mr. Smith** to impose the following sanctions:

Count 1:	\$2,000.00	
Count 2:	\$300.00	
Count 3:	\$2,000.00	
Total		\$4,300.00

The Board imposes the Revocation of license (2705-109211) for the violation of Counts 1, and Count 3.
In addition, for violation of Count 2, the Board voted to require **Cutting Edge Landscaping LLC** has a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

The motion passed by unanimous vote. Members voting “yes” were: **Hart, Modisett,**

Redifer, Smith, Sumpter, Tomlin, and Wood.

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby and Walton did not vote.

In the matter of Disciplinary File Number 2009-02389, WPC Contractors Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Paul Chong (Respondent)** appeared at the Board. He addressed the Board and requested to have time to pay the judgment. . The presiding Board representatives **Mr. Walton** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Smith** that the Board would have staff draft a Consent Order for consideration at this Board meeting. The motion passed by unanimous vote. Members voting “yes” **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

File Number
2009-02389
WPC Contractors
Inc

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Disciplinary File Number 2009-00346, Michael Perry t/a Solid Concepts (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Michael D Perry (Respondent)** **did not** appear at the IFF or the Board meeting. The presiding Board representative **Mr. Williams** was not present, did not participate in the discussion and did not vote.

File Number
2009-00346
Michael Perry t/a
Solid Concepts

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Michael D Perry**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 18	
Count 2:	18 VAC 50-22-260 B 25	
Count 3:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting “yes” **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Williams did not vote.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to impose the following sanctions:

Count 1:	\$800.00	
Count 2:	\$1,050.00	
Count 3:	\$850.00	
Total		\$2,700.00
In addition, for violation of Count 1, 2 and 3 the Board voted to impose revocation of license (2705-060868) for the violation of Count 3.		

The motion passed by unanimous vote. Members voting "yes" **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Williams did not vote.

In the matter of Disciplinary File Number 2009-01696, Morning Star & Associates Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Stephen Buzz ell on behalf of Morning Star & Associated Inc (Respondent)** appeared at the IFF and he attended the Board meeting. He addressed the Board and shared his disagreement. **Horrace and Samantha Courtney, (Complainants)** attended the IFF. They did not attend the Board meeting. He addressed the Board. The presiding Board representative **Mr. Williams** was not present, did not participate in the discussion and did not vote.

File Number
2009-01696
Morning Star &
Associates Inc

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Morning Star & Associates Inc**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 28	

The motion passed with a unanimous vote. Members voting "yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Williams did not vote.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to impose the following sanctions with amendment as suggested by **Modisett**:

Count 1:	\$1,000.00	Instead of \$2,000.00
Total		\$1,000.00
The Board also imposes revocation of license 2705-081080 for the violation of Count 1.		

The motion passed by majority vote. Members voting “yes” were: **Hart, Kirby, Modisett, Redifer, Sumpter, Tomlin, and Wood.**

Smith voted “no”.

Miller, Cronin, Rusher, Walton and Williams were absent.

Williams did not vote.

In the matter of Disciplinary File Number 2009-01985, Michael Perry t/a Solid Concepts (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Michael D Perry (Respondent)** **did not** appear at the IFF or the Board meeting. The presiding Board representative **Mr. Williams** was not present, did not participate in the discussion and did not vote.

File Number
2009-01985
Michael D Perry, t/a
Solid Concepts

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Michael D Perry**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 14	

The motion passed by unanimous vote. Members voting “yes” **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Williams did not vote.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:	\$1,800.00	
Total		\$1,800.00
In addition, for violation of Count 1, the Board voted to impose revocation of license (2705-060868). For Count 2, the Board closes this aspect of the file with a finding of no violation.		

The motion passed by unanimous vote. Members voting "yes" **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Williams did not vote.

In the matter of Disciplinary File Number 2009-02841, A Plus Delivery Services Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **A Plus Delivery Services Inc (Respondent) did not** appear at the IFF or the Board meeting. **Neither a Plus Delivery Services Inc,** counsel, nor anyone on its behalf appeared at the Board meeting.

File Number
2009-02841
A Plus Delivery
Services Inc

The presiding Board representative **Mr. Williams** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **A Plus Delivery Services Inc,** violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Williams did not vote.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00

In addition, for violation of Count 1, the Board voted to impose revocation of license 2705-121572.

The motion passed by unanimous vote. Members voting “yes” **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.
Williams did not vote.

In the matter of Disciplinary File Number 2009-03919, Fence & Deck Of Tidewater Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Fence & Deck Of Tidewater Inc (Respondent) did not** appear at the IFF or the Board meeting. The presiding Board representative **Mr. Williams** was not present, did not participate in the discussion and did not vote.

File Number
2009-03919
Fence & Deck Of
Tidewater Inc

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Fence & Deck Of Tidewater Inc**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	
Count 2:	18 VAC 50-22-230 B	Effective September 1, 2001

The motion passed by unanimous vote. Members voting “yes” **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Williams did not vote.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:	\$1,350.00	
Count 2:	\$850.00	
Total		\$2,200.00

In addition, for violation of Count 1 and 2 the Board voted to impose revocation of license (2705-11810).

The motion passed by unanimous vote. Members voting “yes” **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Williams did not vote.

In the matter of Disciplinary File Number 2009-04073, Michael Irvin Paige Jr, t/a Paiges Homes Improvement (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Neither Michael Irvin Page, Jr., t/a Paiges Home Improvement (Respondent)** counsel, nor anyone on its behalf appeared at the IFF or the Board meeting.

**File Number
2009-04073
Michael Irvin Paige
Jr, t/a Paiges Home
Improvement**

The presiding Board representative **Mr. Williams** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Michael Irvin Paige Jr.,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B13	

The motion passed by unanimous vote. Members voting “yes” **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Williams did not vote.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00
In addition, for violation of Count 1, the Board voted to imposes revocation of license 2705-094297.		



The motion passed by unanimous vote. Members voting “yes” **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Williams did not vote.

In the matter of Consent Order File Number 2009-01201 Board v. Newhouse Builders Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-01201
Newhouse Builders
Inc.**

Tom Crimmons, the complainant in this case was present at the Board meeting.

Newhouse Builders Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$00.00
Count 2:	18 VAC 50-22-260 B 31	\$00.00
Count 3:	18 VAC 50-22-260.B.22	\$00.00
Count 4:	18 VAC 50-22-260.B.28 (10 violations @ \$0.00 each)	\$00.00
Board Costs		
Total		\$00.00
In addition, for violation of Counts 1-4 Newhouse Builders Inc agrees to voluntary revocation of its license.		

Upon a motion by **Mr. Redifer** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, and Tomlin.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Wood did not vote.

In the matter of Consent Order File Number 2009-03555 Board v. J R Moore & Sons General Contractor Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-03555
J R Moore & Sons
General Contractor
Inc.**

Jackie Moore was present and expressed her agreement with the proposed Consent Order.

J R Moore & Sons General Contractor, Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$800.00
Count 2:	18 VAC 50-22-260 B 27	\$650.00
Board Costs		\$150.00
Total		\$1,600.00
In addition, J R Moore & Sons General Contractor Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Redifer** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2007-03577 Board v. C S Design/build LLC, t/a Br Design Build; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2007-03577
C S Design/build
LLC, t/a Br Design
Build

CS Design/build LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	§54.1-1110 of the Code Of Virginia	\$0.00
Board Costs		\$500.00
Total		\$500.00
Further, CS Design/build LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. In addition, CS Design/build LLC agrees to pay the \$6,773.00 monetary penalty and Board costs of \$150.00 imposed in the Consent Order for File Number 2005-01733.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby did not vote.

In the matter of Consent Order File Number 2008-04461 Board v. Kenneth Paul Morton Sr. & Kenneth Paul Morton, Jr., t/a Morton Quality Home Builders Report of Findings that contains the facts regarding the regulatory and/or statutory issues in this matter.

Kenneth Paul Morton Sr. & Kenneth Paul Morton Jr., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$2,000.00
Board Costs		\$150.00
Total		\$2,150.00
Further, Kenneth Paul Morton Sr & Kenneth Paul Morton Jr agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

As a Board representative, **Ms. Tomlin was not present and** did not participate in discussion and did not vote on this matter.

In the matter of Consent Order File Number 2009-00058 Board v. Norris LLC, t/a NorVic Construction the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

Norris LLC, t/a Nor Vic Construction, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$00.00
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File Number
2008-04461
Kenneth Paul
Morton Sr &
Kenneth Paul
Morton Jr, t/a
Morton Quality
Home Builders

File Number
2009-00058
Norris LLC, t/a
NorVic
Construction

Count 2:	18 VAC 50-22-230 A	\$00.00
Board Costs		\$0.00
Total		\$0.00
Further, Norris LLC agrees to revocation of license 2705-101632.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File number 2009-00478 Board v. Mawyer Enterprises Inc; the Board reviewed the Consent Order. Incorporated in the consent Order is the Report of Findings, which contains the facts regarding the regulatory and /or statutory issues in this matter.

File Number
2009-00478
Mawyer Enterprises
Inc

Mawyer Enterprises Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.B.31	\$400.00
Board Costs		\$150.00
Total		\$550.00
In addition, for violation of Count 1, Mawyer Enterprises Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-00709 Board v. Houston Springs Subdivision Inc, t/a W A Stevens Construction Company; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-00709
Houston Springs
Subdivision Inc, t/a
W A Stevens
Construction
Company

Houston Springs Subdivision Inc , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$800.00
Board Costs		\$150.00
Total		\$950.00
Further, Houston Springs Subdivision Inc agrees to have a member of responsible management successfully complete a Board approved school.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-00879 Board v. Carl L Smith, t/a Refrigeration Service of Blountville the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-00879
Carl L Smith, t/a
Refrigeration
Service of
Blountville

Carl L Smith, t/a Refrigeration Service of Blountville , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 19	\$00.00
Board Costs		\$0.00
Total		\$0.00
Further, Carl L Smith agrees to revocation of his license 2705-000552.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, and Tomlin.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Wood did not vote.

In the matter of Consent Order File Number 2009-00897 Board v. Michael J Adamov, t/a Mike’s Roofing, and the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-00897
Michael J Adamov,
t/a Mike’s Roofing

Michael J Adamov acknowledges an understanding of the charges and admits to the violations of the Counts as outlined in the Report of Findings. **Michael J Adamov** consents to the following terms:

Count 1:	18 VAC 50-22-260 B 9	\$200.00
Count 2:	18 VAC 50-22-260 B 31	\$200.00
Count 3:	18 VAC 50-22-260.B.15	\$850.00
Count 4:	18 VAC 50-22-260.B.29	\$300.00
Count 5:	18 VAC 50-22-260.B.29	\$300.00
Board Costs		\$150.00
Total		\$2,000.00
In addition, Michael J Adamov agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, and Tomlin.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Wood did not vote.

In the matter of Consent Order File Number 2009-01182 Board v. Michael L Stein, t/a Basic Needs Home Repair; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-01182
Michael L Stein, t/a
Basic Needs Home
Repair

Michael L Stein, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$00.00
Count 2:	18 VAC 50-22-230 B	\$00.00
Count 3:	18 VAC 50-22-260 B 22 (2 violations @ \$0.)	\$00.00
Count 4:	18 VAC 50-22-260 B 23 (2 violations at \$0.)	\$00.00
Board Costs		\$150.00
Total		\$150.00
In addition, Michael L Stein agrees to revocation of his license		

2705-059929.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-01252 Board v. Gregory M Harris, t/a GMH Stone Masonry; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-01252
Gregory M Harris,
t/a GMH Stone
Masonry

Gregory M Harris, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$600.00
Count 2:	18 VAC 50-22-260.B.29	\$600.00
Board Costs		\$150.00
Total		\$1,350.00
In addition, for violation of Counts 1 and 2, Block Construction Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-01274 Board v. new Age Builders Inc, t/a New Age Builders Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-01267
New Age Builders
Inc, t/a New Age
Builders Inc

New Age Builders Inc acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 5	\$500.00
Count 2:	18 VAC 50-22-260.B 30	\$2,000.00

Board Costs		\$150.00
Total		\$2,650.00
Further, New Age Builders Inc agrees to have a member of Responsible Management for complete a board approved remedial education class.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-01518 Board v. Kevin C Shannon, t/a Potomac Decks Plus; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-01518
Kevin C Shannon,
t/a Potomac Decks
Plus**

Kevin C Shannon , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$800.00
Count 2:	18 VAC 50-22-260 B 6	\$800.00
Board Costs		\$150.00
Total		\$1,750.00
In addition, Kevin C Shannon agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-01536 Board v. Village Builders Of The Shore Inc, t/a Village Builders Inc/Millennium Homes/Century Homes, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-01536
Village Builders Of
The Shore Inc, t/a
Village Builders
Inc/Millennium
Homes/Century
Homes**

Village Builders Of The Shore Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the

following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$00.00
Count 2:	18 VAC 50-22-260.B 28	\$0.00
Board Costs		\$0.00
Total		\$0.00
In addition, Village Builders Of The Shore Inc agrees to license revocation 2705-058998.		

Upon a motion by **Mr. Hart** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-01590 Board v. Sherry A George, t/a Asphalt Pavemaster, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-01590
Sherry A George,
t/a/ Asphalt
Pavemaster**

Sherry A George, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$200.00
Count 2:	18 VAC 50-22-230 A	\$700.00
Count 3:	18 VAC 50-22-260 B 8	\$50.00
Board Costs		\$150.00
Total		\$1,100.00
In addition, Sherry A George agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. In addition, for violation, Sherry A George agrees to provide a copy of her current contract which reflects the name in which the license is issued within ninety days of the effective date of the order. The contract must also be in compliance with Board Regulation 18 VAC 50-22-260.B.9..		

Upon a motion by **Mr. Hart** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-001702 Board v. Carroll Wayne Huffman, t/a Wayne's General Construction, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-01702
Carroll Wayne
Huffman, t/a
Wayne's General
Construction**

Carroll Wayne Huffman , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$650.00
Board Costs		\$150.00
Total		\$550.00
In addition, for violation Carroll Wayne Huffman agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Hart** seconded by **Mr. Redifer** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-01761 Board v. Thomas Builders of Virginia Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-01761
Thomas Builders of
Virginia Inc**

Thomas Builders of Virginia Inc , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260.15	\$800.00
Count 2:	18 VAC 50-22-260.31	\$200.00
Count 3:	18 VAC 50-22-260.8	\$200.00
Board Costs		\$150.00
Total		\$1,350.00
Further, Thomas Builders of Virginia Inc agrees to have a		

member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

Upon a motion by **Mr. Redifer** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-01871 Board v. Cesar Dominquez, t/a DC Enterprises Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-01871
Cesar Dominquez,
t/a D C Enterprises

Cesar Dominquez, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$250.00
Count 2:	18 VAC 50-22-260 B 31	\$200.00
Count 3:	18 VAC 50-22-260.B.27	\$300.00
Board Costs		\$150.00
Total		\$950.00
In addition, Cesar Dominquez agrees to have a member of Responsible Management successfully complete a Board-approved remedial education.		

Upon a motion by **Mr. Redifer** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-02081 Board v. 2H Custom Homes LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-02081
2H Custom Homes
LLC

2H Custom Homes LLC , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$400.00
Count 2:	18 VAC 50-22-260 B 29 2 violations @ \$600. and 1	\$1,600.00

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	@ \$400.	
Count 3:	18 VAC 50-22-260 B 29	\$400.00
Board Costs		\$150.00
Total		\$2,550.00
Further, 2H Custom Homes LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Redifer** seconded by **Mr. Smith** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-02110 Board v. John E Ridgeway Jr, t/a John Ridgeway, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-02110
John E Ridgeway
Jr, t/a John
Ridgeway

John E Ridgeway Jr, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9 (2 violations @ \$250. each)	\$500.00
Count 2:	18 VAC 50-22-260 B 31	\$250.00
Count 3:	18 VAC 50-22-260 B 15	\$850.00
Count 4:	18 VAC 50-22-260.B.15	\$1,700.00
Count 5:	18 VAC 50-22-260 B 16	\$1,950.00
Board Costs		\$150.00
Total		\$5,400.00
In addition, John E Ridgeway Jr agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		
Further the Board shall waive imposition of license revocation and the \$1,700.00 monetary penalty for Count 4 provided John E Ridgeway Jr reimburses Gary Franklin Arnold per agreement in the amount of \$8,900.00 and provides the Board with proof of the reimbursement within ninety (90) days of the effective date of the order. If Ridgeway fails to comply with these conditions, then license revocation and the full monetary penalty will be		

automatically imposed.

The Board shall waive imposition of license revocation and the \$1,950.00 monetary penalty for Count 5 provided John E Ridgeway Jr reimburses Gary Franklin Arnold per agreement in the amount of \$8,900. and provides the Board with proof of the reimbursement within ninety days of the effective date of the order. If Ridgeway fails to comply with these conditions, then license revocation and the full monetary penalty will be automatically imposed.

Upon a motion by **Mr. Redifer** seconded by **Mr. Smith** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, and Tomlin.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Wood did not vote.

In the matter of Consent Order File Number 2009-02274 Board v. Donald L Lucas, t/a AAA Plumbing & Mechanical/Comfort Zone-Heating & Cooling, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-02274
Donald L Lucas, t/a
AAA Plumbing &
Mechanical/Comfort
Zone-Heating &
Cooling**

Donald L Lucas , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6 (2 violations @ \$400. each)	\$800.00
Board Costs		\$150.00
Total		\$950.00
In addition, Donald L Lucas agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		
.		

Upon a motion by **Mr. Hart** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-02355 Board v. Brown Building & Remodeling Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter. William Butch Cann was present at the Board meeting and wanted the Board to know he was sorry for the inconvenience to the Board and the customer.

File Number
2009-02355
Brown Building & Remodeling Inc

Brown Building & Remodeling Inc , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230 B	\$00.00
Count 2:	18 VAC 50-22-260 B 9	\$00.00
Count 3:	18 VAC 50-22-260.B.31	\$00.00
Count 4:	18 VAC 50-22-260.B.25	\$00.00
Board Costs		\$150.00
Total		\$150.00
In addition, Brown Building & Remodeling agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Redifer** seconded by **Mrs. Tomlin** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Kirby did not vote.

In the matter of Consent Order File Number 2009-02421 Board v. Alexander Lewis Lee t/a Dr Lee's Home Repair; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-02421
Alexander Lewis Lee, t/a Dr Lee's Home Repair

Alexander Lewis Lee, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260 B 10	\$300.00
Count 3:	18 VAC 50-22-260.B.27	\$650.00
Count 4:	18 VAC 50-22-260.B.17	\$1,000.00

Count 5:	18 VAC 50-22-260 B 16	\$1,000.00
Board Costs		\$150.00
Total		\$3,450.00
In addition, Alexander Lewis Lee agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Hart** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-02510 Board v. Peter A Fisette, t/a Professional Contracting Services; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-02510
Peter A Fisette, t/a
Professional
Contracting
Services

Peter A Fisette, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260.B 27	\$650.00
Board Costs		\$150.00
Total		\$1,150.00
In addition, Peter A Fisette agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		
Fisette further agrees that for violation of Count 2, the Board shall waive imposition of the \$650.00 monetary penalty provided Fisette successfully obtains the building contractors (“BLD”) license classification within ninety days of the order. If Peter A Fisette fails to comply with this condition, then the full monetary penalty will be automatically imposed.		

Upon a motion by **Mr. Hart** seconded by **Mr. Smith** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-02918 Board v. Block Construction Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-02918
Block Construction
Inc**

Block Construction Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260 B 16	\$1,500.00
Board Costs		\$150.00
Total		\$2,000.00
In addition, Block Construction Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Smith** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Redifer did not vote.

In the matter of Consent Order File Number 2009-02985 Board v. L E Blizzard Concrete Contractor Inc, t/a L E Blizzard Grading Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-02985
L E Blizzard
Concrete
Contractor Inc, t/a
L E Blizzard
Grading Inc**

L E Blizzard Concrete Contractor Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 15	\$250.00
Count 2:	18 VAC 50-22-260 B 31	\$250.00
Board Costs		\$150.00
Total		\$650.00
In addition, L E Blizzard agrees to have a member of Responsible Management successfully complete a Board-approved remedial		

education class within 90 days of the order.

Upon a motion by **Mr. Smith** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Redifer did not vote.

In the matter of Consent Order File Number 2009-03137 Board v. Potomac Shore Homes Inc; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-03137
Potomac Shore
Homes Inc**

Potomac Shore Homes Inc , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28	\$0.00
Board Costs		\$150.00
Total		\$150.00

In addition, **Potomac Shore Homes Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

Further the Board shall waive imposition of license revocation for Count 1 provided Potomac Shore Homes Inc satisfies the judgment and provides the Board with proof of the satisfaction within one year of the effective date of the order. If Potomac Shore Homes Inc fails to comply with these conditions, then license revocation will be automatically imposed.

Also, Potomac Shore Homes Inc agrees to a one year probation its license as of the effective date of this order. During this one year probation, Potomac Shore Homes Inc agrees to comply with the rules and regulations of the Board for Contractors.

If Potomac Shore Homes Inc violates the probation, its license shall be automatically revoked. Potomac Shore Homes Inc understands the right to have this revocation considered in a n informal fact-finding conference and/or formal hearing under Sections 2.2-4019, 2.2-4020, and 2-2.4021 of the Code of Virginia, and knowingly and voluntarily waives any rights to these proceedings.

Upon a motion by **Mr. Redifer** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, and Tomlin.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Wood did not vote.

In the matter of Consent Order File Number 2009-03223 Board v. Carey D Addison, t/a Addison Construction Co, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-03223
Carey D Addison,
t/a Addison
Construction Co**

Carey D Addison, t/a Addison Construction Co acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 16	\$2,500.00
Board Costs		\$0.00
Total		\$2,500.00
In addition, Carey D Addison agrees to revocation of its license, 2701-031805 and the Board shall waive imposition of the \$2,500.00 monetary penalty for Count 1.		

Upon a motion by **Mr. Redifer** seconded by **Mr. Smith** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Sumpter did not vote.

In the matter of Consent Order File Number 2009-03227 Board v. Standing Construction Corporation, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-03227
Standing
Construction
Corporation**

Standing construction Corporation , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260.B 6	\$800.00

Count 3:	18 VAC 50-22-260.B.29	\$600.00
Board Costs		\$150.00
Total		\$1,750.00
Further, Standing Construction Corporation agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Hart** seconded by **Mr. Smith** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-03299 Board v. R W Gibson Construction LLC, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-03299
R W Gibson
Construction LLC

R W Gibson Construction LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$200.00
Count 2:	18 VAC 50-22-230 B 31	\$200.00
Count 3:	18 VAC 50-22-260 B 31	\$200.00
Board Costs		\$150.00
Total		\$750.00
In addition, R W Gibson Construction LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Smith** seconded by **Mrs. Tomlin** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-03349 Board v. D C Ramsey Inc of Virginia., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-03349
D C Ramsey Inc of
Virginia

D C Ramsey Inc of Virginia , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28	\$00.00
Board Costs		\$150.00
Total		\$150.00
In addition, D C Ramsey Inc of Virginia agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		
Further the Board shall waive imposition of license revocation for Count 1 provided D C Ramsey Inc of Virginia satisfies the judgment and provides the Board with proof of the satisfaction within four weeks of the effective date of this order. If D C Ramsey Inc of Virginia fails to comply with these conditions, then the license revocation will be automatically imposed.		

Upon a motion by **Mr. Redifer** seconded by **Mr. Sumpter** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, and Tomlin.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Wood did not vote.

In the matter of Consent Order File Number 2009-03454 Board v. Charlie F Wells, t/a Asphalt Experts, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-03454
Charlie F Wells, t/a
Asphalt Experts

Charlie F Wells , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$500.00
Count 2:	18 VAC 50-22-260.B 9	\$250.00
Count 3:	18 VAC 50-22-260.B.22	\$00.00
Board Costs		\$150.00
Total		\$900.00
In addition, Charlie F Wells agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Walton did not vote.

In the matter of Consent Order File Number 2009-03594 Board v. Sowers Remodeling Inc., the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-03594
Sowers Remodeling
Inc

Sowers Remodeling Inc, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28	\$00.00
Board Costs		\$150.00
Total		\$150.00

In addition, **Sowers Remodeling Inc** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.

Further the Board shall waive imposition of license revocation for Count 1, provided Sowers Remodeling Inc satisfies the judgment and provides the Board with proof of the satisfaction within ninety days of the order. If Sowers Remodeling Inc fails to comply with these conditions, then license revocation will be automatically imposed.

Upon a motion by **Mr. Redifer** seconded by **Mr. Smith** the board ratified the consent order with an unanimous vote: Members voting “Yes” were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-03622 Board v. Wayne Weaver, t/a Wayne Weaver Builders the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-03622
Wayne Weaver, t/a
Wayne Weaver
Builders

Wayne Weaver, acknowledges an understanding of the charges and hereby admits to

the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$400.00
Board Costs		\$150.00
Total		\$550.00
In addition, Wayne Weaver agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-03684 Board v. Raymond Rivenbark, t/a Affordable Decks, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-03684
Raymond
Rivenbark, t/a
Affordable Decks

Raymond Rivenbark, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$400.00
Board Costs		\$150.00
Total		\$550.00
In addition, Raymond Rivenbark agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Smith** seconded by **Mr. Modisett** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-03886 Board v. Craig Phelps, t/a Phelps Construction; the Board reviewed the Consent Order. Incorporated in the

File Number
2009-03886

Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**Craig Phelps, t/a
Phelps Construction**

Craig Phelps, t/a Phelps Construction, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$500.00
Count 2:	18 VAC 50-22-260 B 31	\$500.00
Board Costs		\$150.00
Total		\$1,150.00
In addition, Craig Phelps agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

Upon a motion by **Mr. Modisett** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

In the matter of Consent Order File Number 2009-04043 Board v. JA-MAR-HVAC Inc, t/a JA-MAR Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-04043
JA-MAR_HVAC
Inc, t/a JA-MAR Inc**

JA-MAR-HVAC Inc , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260 B 16	\$2,500.00
Board Costs		\$00.00
Total		\$2,900.00
In addition, JA-MAR-HVAC Inc agrees to have the Board-waive imposition of the total monetary penalties of \$2,900.00 and in exchange, to revoke its license 2705-04043.		

Upon a motion by **Mr. Hart** seconded by **Mr. Modisett** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Sumpter did not vote.

In the matter of Consent Order File Number 2009-02389 Board v. WPC Contractors Inc, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-02389
WPC Contractors
Inc

WPC Contractors Inc , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28	\$2,000.00
Board Costs		\$0.00
Total		\$2,000.00
In addition, WPC Contractors Inc agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		
Further WPC Contractors Inc agrees to satisfy the judgment referenced in Count 1 of the Report of findings and provide the Board with proof of the satisfaction within thirty days of the effective date of the order. Failure to comply with this term of the Order shall result in the automatic revocation of WPC Contractors Inc's license.		

Upon a motion by **Mr. Sumpter** seconded by **Mr. Hart** the board ratified the consent order with an unanimous vote: Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Walton did not vote.

A. Board member per diem:

Other Board
Business

Eric Olson briefed the Board bringing them up to date regarding the provisions of the Appropriations Act and that they would not be receiving per diem money until a clarification of certain language was obtained by DPOR.

B. Board member training:

The Board was informed that Board member training is coming and their presence is required and participation is mandatory.

C. Extensions:

The Board discussed and adopted a policy that there would be no extensions to the provisions of any Final or Consent Orders issued by the Board. This was brought to the table by staff as a result of several written requests and dozens of verbal requests that individuals be given extra time to pay fines, attend continuing education and meet other provisions of mostly Consent Orders.

After discussion, **Mr. Redifer** offered a motion seconded by **Mr. Smith** to adopt a policy that there will be no extension to the provisions of any Final or Consent Orders issued by the Board. The motion passed by unanimous vote. Members voting "yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

D. Recover Fund:

The Board discussed and adopted an interpretation of the statutes pertaining to the Transaction Recovery Fund, which would require the Board to ensure that any judgment being used as the basis for a claim, contain language that would either state that there was improper or dishonest conduct or other language that could be reasonably inferred related to improper or dishonest conduct.

After discussion, **Mr. Redifer** offered a motion seconded by **Mr. Smith** to adopt the interpretation of the statutes pertaining to the Transaction Recovery Fund, which would require the Board to ensure that any judgment being used as the basis for a claim, contain language that would either state that there was improper or dishonest conduct or other language that could be reasonably inferred related to improper or dishonest conduct. The motion passed by unanimous vote. Members voting "yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

E. Education Report:

The Board adopted the recommendations of the Committee with regards to the approval of education providers. Nine applications were presented, eight were given unconditional approval and one was given a conditional approval.

Adrienne Mayo presented the Committee report to the Board.

Education Report

Education Provider Applications*

Applications for proposed education providers and courses were reviewed and the Committee recommendations are as follows:

Jade Learning	Continuing (Correspondence and Online)	Electrical	Approval
Millennium Institute of Construction	Continuing Vocational (Classroom)	Plumbing (CE) Electrical (Voc)	Approval
BlueVolt	Continuing (Online)	Electrical	Approval
180 Degree Education	Continuing Pre-License and Remedial (Online)	Electrical (CE) Basic (Pre & Rem)	Approval
A Rod Tripp & Associates	Continuing (Classroom)	HVAC Plumbing Fuel/Gas	Approval
National Association of Power Engineers Educational Foundation	Vocational (Classroom)	HVAC Electrical	Approval
Premier Electric	Continuing (Classroom)	Electrical	Approval
VA Water Well Association	Continuing & Vocational (Classroom)	Water Well	Approval
NC Electrical Institute	Continuing (Classroom)	Electrical	Conditional retroactive approval to April 1, 2009 based on documentation showing that all code updates are addressed and that it covers at least 3 hours of class time.

After discussion a motion was made by **Mr. Hart** and seconded by **Mr. Sumpter** to approve the recommendations of the Board Staff and approve eight of the applications

as unconditional education providers and one as a conditional education provider. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Whitney Fulcher provided information to the Board on the three **Education Provider audits** performed by Jill Richardson. All audits were found to be in compliance. After discussion a motion was made by **Mrs. Tomlin** and seconded by **Mr. Redifer** to approve the recommendation contained in the Audit Information report. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

New Committee Business*

Regulatory Board Administrator, Adrienne Mayo updated the Committee that all authorizing signatures for prior Board-approved examination reciprocity agreement with the Maryland Board of Heating, Ventilation, Air Conditioning and Refrigeration Contractors have been obtained which became effective July 1, 2009.

*The Committee reviewed the work description for Electrician, Maintenance apprenticeship and recommended for Board approval allowing applicants who have completed such apprenticeship with DOT code 829.261-018 to qualify and to take the journeyman or master electrician examination.

There was no new business.

Their being no further business to come before the board, the meeting was adjourned at **1:00 p.m.** upon a motion by **Mr. Redifer** and seconded by **Mrs. Tomlin**. The motion passed by unanimous vote. Members voting "Yes" were: **Hart, Kirby, Modisett, Redifer, Smith, Sumpter, Tomlin, and Wood.**

Miller, Cronin, Rusher, Walton and Williams were absent.

Audit Information

Reciprocity Agreement

Journeyman or Master Exam

New Business

Adjournment

Robert Kirby, Chairman

Jay W. DeBoer, Secretary

Copy teste:

Custodian of the Record

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